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April 11, 2006

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Hon. Vannetta Penn McPherson
United States District Court
Montgomery, Alabama

FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
MONTGOMERY, ALABAMA

RE: United States v. David Jerome Crawford
3:06-CV-00014-WHA (M.D. Ala.)

Greeting, Judge:

I am writing in concern of selective prosecution consideration in my case. I need some answers to alot of questions: 1) Was the search warrant for 737 Lee Road 394 Lot # 6 valid? If so, it was not available to me on request at Lee County Clerk's Office. 2) Do I have an expectation of privacy in associating and riding with Orbert Fipell Smith on June 27, 2003?

My Attorney advised me there is no way he can help me, so I have got to try to help myself. Too many people have suffered and died for our rights and still too many are just lying down unappreciative of the struggle. I have lived long enough to know and remember some of those who gave their life and lives, so I will honor them by keeping up the fight for rights. Please withdraw and/or dismiss my attorney since he cannot be of any help to me.

Thanks for your time and assistance.

Respectfully submitted,
David Crawford
11307-002

ACR0372 ALABAMA JUDICIAL INFORMATION SYSTEM CASE: CC 2004 000338.00
 OPER: LEW CASE ACTION SUMMARY
 PAGE: 1 CIRCUIT CRIMINAL RUN DATE: 05/13/2004
 IN THE CIRCUIT COURT OF LEE JUDGE: JAW

STATE OF ALABAMA

VS

SMITH ARBERT TYRAIL
737 LEE RD 394 LOT 6

AUBURN, AL 36830 0000

CASE: CC 2004 000338.00

DOB: 04/03/1976 SEX: M RACE: B HT: 5 04 WT: 150 HR: BLK EYES: BRO
 SSN: 416020839 ALIAS NAMES:

CHARGED01: POSS MARIJUANA 1ST CODE01: VAPP LIT: POSS MARIJUANA TYP: F #: 001
 OFFENSE DATE: AGENCY/OFFICER: 0430000 MCCULLO

DATE WAR/CAP ISS:
 DATE INDICTED: 05/11/2004
 DATE RELEASED: 06/26/2003
 BOND AMOUNT: \$3,000.00 P

DATE ARRESTED: 06/26/2003
 DATE FILED: 05/13/2004
 DATE HEARING:
 SURETIES:

DATE 1: 05/21/2004 DESC: ARRG
 DATE 2: 06/14/2004 DESC: JTRL

TIME: 0900 A
 TIME: 0830 A

TRACKING NOS: GJ 2003 000633 00 / DC 2003 002135 00 /

DEF/ATY:

TYPE:

TYPE:

00000

00000

PROSECUTOR: ABBETT NICK

OTH CSE: GJ200300063300 CHK/TICKET NO:
 COURT REPORTER: SID NO: 000000000 GRAND JURY: 128
 DEF STATUS: BOND DEMAND: OPER: LEW

NOTE: 5-13-04 DISCOVERY ORDER

DATE ACTIONS, JUDGEMENTS, AND NOTES

5-14-04

NOTICE OF ARRAIGNMENT TO DEFENDANT AND SURETIES

5-18-04

WRITTEN PLEA OF NOT GUILTY AND
 WAIVER OF ARRAIGNMENT FILED BY *Joe Dean*

5-19-04

DEFENDANT'S MOTION FOR PRODUCTION OF FAVORABLE AND/OR EXCULPATORY EVIDENCE

5-19-04

MOTION FOR ADDITIONAL TIME TO FILE MOTIONS DUE ON OR BEFORE ARRAIGNMENT

5-21-04

Written plea not guilty and waiver of arraignment filed. The Defendant is granted five days to file motions for special pleas. Motion hearing set May 28, 2004 at 9:00 a.m.. Criminal Docket Call June 3, 11, 18, 2004, at 9:00 a.m. TRIAL JUNE 14, 2004, 8:30 a.m.

FINAL GUILTY PLEA DATE: JUNE 1, AT 9:00 A.M.

FILED IN OFFICE MAY 25 2004

5/28/04

Joint Motion to Continue

5/28/04

Motion to Continue Pre-Trial Suspension Hearing

ACRO372 ALABAMA JUDICIAL INFORMATION SYSTEM CASE: CC 2004 000337.00
 OPER: LEW CASE ACTION SUMMARY
 PAGE: 1 CIRCUIT CRIMINAL RUN DATE: 05/13/2004
 IN THE CIRCUIT COURT OF LEE JUDGE: JAW

STATE OF ALABAMA

VS

SMITH ARBERT TYRAIL
737 LEE RD 394 LOT 6

CASE: CC 2004 000337.00

AUBURN, AL 36830 0000

DOB: 04/03/1976 SEX: M RACE: B HT: 5 04 WT: 150 HR: BLK EYES: BRO
 SSN: 416020839 ALIAS NAMES:

CHARGE01: TRAFFICKING-COCAINE CODE01: VDRY LIT: TRAFFICKING-CO TYP: F #: 001
 OFFENSE DATE: AGENCY/OFFICER: 0430000 MCCULLO

DATE WAR/CAP ISS:
 DATE INDICTED: 05/11/2004
 DATE RELEASED: 06/27/2003
 BOND AMOUNT: \$250,000.00 P

DATE ARRESTED: 06/27/2003
 DATE FILED: 05/13/2004
 DATE HEARING:
 SURETIES:

DATE 1: 05/21/2004 DESC: ARRO TIME: 0900 A
 DATE 2: 06/14/2004 DESC: JTRL TIME: 0830 A

TRACKING NOS: GJ 2003 000631 00 / DC 2003 002133 00 /

DEF/ATY: DEAN JOSEPH L JR
 P O BOX 231

TYPE: R

TYPE:

OPELIKA AL 36803

00000

PROSECUTOR: ABBETT NICK

OTH CSE: GJ200300063100 CHK/TICKET NO:
 COURT REPORTER: SID NO: 000000000 GRAND JURY: 127
 DEF STATUS: BOND DEMAND: OPER: LEW

NOTE: 5-13-04 DISCOVERY ORDER

DATE ACTIONS, JUDGEMENTS, AND NOTES

5-14-04	NOTICE OF ARRAIGNMENT TO DEFENDANT AND SURETIES
5-18-04	WRITTEN PLEA OF NOT GUILTY AND WAIVER OF ARRAIGNMENT FILED BY <i>Joe Dean</i>
5-19-04	DEFENDANT'S MOTION FOR DISCOVERY
5-19-04	Defendant's Motion for Production of Favorable and/or Exculpatory Evidence
5-19-04	Motion for Additional Time to File Motions due on or before Arraignment
5-21-04	Written plea not guilty and waiver of arraignment filed. The Defendant is granted five days to file motions for special pleas. Motion hearing set May 28, 2004 at 9:00 a.m.. Criminal Docket Call June 3, 11, 18, 2004, at 9:00 a.m. TRIAL JUNE 14, 2004, 8:30 a.m.
	FINAL GUILTY PLEA DATE: JUNE 1, AT 9:00 A.M.
5/28/04	<i>Final Motion to Continue</i>
5/28/04	<i>Motion to Continue for Trial Suppression Hearing until Post</i>

IN THE CIRCUIT COURT OF LEE COUNTY, ALABAMA

STATE OF ALABAMA,

Plaintiff,

vs.

ALBERT TYRAIL SMITH,

Defendant.

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CASE NO. CC 04-337, 338

ORDER

The Court has received a Motion Nol Prosse in case numbers CC 04-337 and CC 04-338. In support of said Motion The District Attorney shows the Court that the Defendant has entered a plea of Guilty in The United States District Court and has been sentenced to 71 months in the federal penitentiary. It is therefore ordered, adjudged, and decreed that the above-styled matter is Nol Prossed without cost.


The Clerk of Court is ordered to mail by ordinary mail or deliver a copy of this Order to the following:

Hon. Nick Abbett
2311 Gateway Drive
Opelika, AL 36801

Hon. Joseph L. Dean Jr.
P.O. Box 231
Opelika, AL 36803

DONE this the 15th day of July, 2005.

FILED
JUL 21 2005


JACOB A. WALKER, III
Circuit Judge

IN OFFICE
CORINNE T. HURST
CIRCUIT CLERK

State of Alabama
Unified Judicial System
Lee County Form CC-1

AFFIDAVIT CHARGING CRIME

The State of Alabama,
LEE COUNTY

Before me, [Signature], Clerk of the District/Circuit Court of Lee County, Alabama, personally appeared Tommy Dawson Who being first duly sworn, deposes and says on oath, that he had probable cause for believing and does believe that on or about **June 25th 2003**, one **Arbert Tyrell Smith, alias**, did unlawfully possess marijuana for other than personal use while at or near 737 Lee Rd 394 Lot #6, Auburn, Lee County, Alabama, contrary to and in violation of Section 13A-12-213 of the Code of Alabama.

PROBABLE CAUSE:

On or about June 25th 2003 officers of the Auburn Police Department executed a search warrant at the residence located at 737 Lee Road 394 Lot #6, Auburn, Lee County, Alabama. The residents were identified as Arbert Tyrell Smith, alias, and Shameka Swantae Ogletree, alias, who were present in the residence when the warrant was executed. During a search of the residence, officers located a quantity of vegetable matter consistent with Marijuana in the kitchen. Both Smith, alias, and Ogletree, alias, were arrested at the scene.

Sworn to and subscribed before me,
this 26 day of June, 2003.

[Signature]
Clerk, District/Circuit Court

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COPY

[Signature]

WARRANT

The State of Alabama,
LEE COUNTY

To any Lawful Officer of the State of Alabama, GREETING:

You are hereby commanded to arrest **Arbert Tyrell Smith, alias** and bring him/her before District/Circuit Court of Lee County, Alabama, to answer the State of Alabama on a charge of **Possession of Marijuana First Degree §13A-12-213**

said charges preferred by Tommy Dawson
and have you then and there this Writ with your return thereon.

Witness my hand, this 26 day of June A.D. 20 03.

[Signature]
Clerk, District/Circuit Court

State of Alabama
Unified Judicial System
Lee County Form CC-1

AFFIDAVIT CHARGING CRIME

The State of Alabama,
LEE COUNTY

Before me, Amade Meador, Clerk of the District/Circuit Court of Lee County, Alabama, personally appeared Patrick McCulloch Who being first duly sworn, deposes and says on oath, that he had probable cause for believing and does believe that Arbert T. Smith, alias, whose name is otherwise unknown to the Grand Jury, did knowingly sell, manufacture, deliver, or bring into the State of Alabama, or was knowingly in actual or constructive possession of **Cocaine(Crack)** in violation of Section 13A-12-231 of the Code of Alabama 1975 as amended, against the peace and dignity of the State of Alabama.

PROBABLE CAUSE:

On or about June 25th 2003 officers of the Auburn Police Department executed a search warrant at the residence located at 737 Lee Road 394 Lot #6, Auburn, Lee County, Alabama. The residents were identified as Arbert Tyrell Smith, alias, and Shameka Swantae Ogletree, alias, who were both present in the residence when the search warrant was executed. During a search of the residence, officers located a quantity of compressed substance consistent with crack cocaine in a bedroom identified as Smith's, alias, and Ogletree's, alias. A quantity of compressed substance consistent with crack cocaine was also discovered in the kitchen. The substance was weighed and tested by the Department of Forensic Sciences and discovered to be in excess of 28 grams and tested positive for cocaine.

Sworn to and subscribed before me,
this 27th day of June, 20 03.
Amade Meador
Clerk, District/Circuit Court

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WARRANT

COPY

The State of Alabama,
LEE COUNTY

To any Lawful Officer of the State of Alabama, GREETING:

You are hereby commanded to arrest Arbert Tyrail Smith, alias and bring him/her before District/Circuit Court of Lee County, Alabama, to answer the State of Alabama on a charge of **Trafficking §13A-12-231 Cocaine (Crack)**

said charges preferred by Patrick McCulloch and have you then and there this Writ with your return thereon

Witness my hand, this 27th day of June A.D. 20 03

Amade Meador
Clerk, District/Circuit Court